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16 **UNITED STATES DISTRICT COURT**

17 **NORTHERN DISTRICT OF CALIFORNIA,**

18 **SAN FRANCISCO DIVISION**

19 **IN RE GOOGLE PLAY STORE**
20 **ANTITRUST LITIGATION**

21 This Document Relates To:

22 *Epic Games, Inc. v. Google LLC et al.*, Case
No. 3:20-cv-05671-JD

23 *In re Google Play Consumer Antitrust*
24 *Litigation*, Case No. 3:20-cv-05761-JD

25 *State of Utah et al. v. Google LLC et al.*, Case
No. 3:21-cv-05227-JD

26 *Match Group, LLC et al. v. Google LLC et al.*,
27 Case No. 3:22-cv-02746-JD

Case No. 3:21-md-02981-JD

28 **DECLARATION OF JONATHAN
KRAVIS IN SUPPORT OF
GOOGLE'S SUPPLEMENTAL
BRIEF IN RESPONSE TO THE
COURT'S FEBRUARY 27, 2023
MINUTE ORDER**

Judge: Hon. James Donato

DECLARATION OF JONATHAN KRAVIS

I, Jonathan Kravis, declare as follows:

1. I am admitted pro hac vice in this case. I am a partner at the law firm of Munger, Tolles & Olson LLP and counsel of record for Google in the above-captioned matters. I have personal knowledge of the facts set forth in this declaration, except where stated that the facts are based on my understanding or belief. If called as a witness, I could and would testify competently to the matters set forth herein.

2. **Exhibit 1** is a true and correct copy of Slide 38 from Plaintiffs' Rule 37 Hearing Slides. This slide was presented to the Court at the January 31, 2023 hearing and provided to Google by counsel for Plaintiffs on February 1, 2023.

3. For each project identified in **Exhibit 1**, members of my team analyzed Plaintiffs' merits expert reports and Google deposition transcripts. Some projects encompass or are related to underlying programs (for example, Project Hug relates to both the Games Velocity Program and the Apps Velocity Program). **Exhibit 2** describes any sub-projects or programs that my team considered as part of each of the six projects for the purposes of this analysis.

4. **Exhibit 3** shows the results of an analysis conducted by my team to identify, for each of the projects identified by Plaintiffs in Exhibit A: (1) the number of times one of Plaintiffs' merits expert reports cited a Google document or Google deposition; (2) the number of unique documents cited by Plaintiffs' experts in their merits reports; (3) the number of Google witnesses questioned; and (4) the number of pages of deposition testimony by Google witnesses.

5. Twenty-five different Google witnesses were deposed on the six projects identified in Exhibit A and Plaintiffs elicited over 2,000 unique pages of testimony on these projects.

6. For the four projects that were internal assessments of possible changes to Google Play's business model (Projects Magical Bridge, Basecamp, Everest, and Runway), Plaintiffs elicited over 700 unique pages of deposition testimony and Plaintiffs' merits experts cited over fifty different documents across those four projects.

1 7. **Exhibit 4** is a true and correct copy of the document produced by Google in this
2 litigation bearing the Bates range GOOG-PLAY-003332817.R to GOOG-PLAY-003332864.R.

3 8. **Exhibit 5** is a true and correct copy of the document produced by Google in this
4 litigation bearing the Bates range GOOG-PLAY-004146689.R to GOOG-PLAY-004146757.R.

5 9. **Exhibit 6** is a true and correct copy of the document produced by Google in this
6 litigation bearing the Bates range GOOG-PLAY-007424789 to GOOG-PLAY-007424790.

7 10. **Exhibit 7** is a true and correct copy of the document produced by Google in this
8 litigation bearing the Bates range GOOG-PLAY-004702858 to GOOG-PLAY-004702862.

9 11. **Exhibit 8** is a true and correct copy of the document produced by Google in this
10 litigation bearing the Bates range GOOG-PLAY5-000401049 to GOOG-PLAY5-000401050.

11 12. **Exhibit 9** is a true and correct copy of the document produced by Google in this
12 litigation bearing the Bates range GOOG-PLAY5-000286391 to GOOG-PLAY5-000286393.

13 13. **Exhibit 10** is a true and correct copy of the document produced by Google in this
14 litigation bearing the Bates range GOOG-PLAY5-000505705 to GOOG-PLAY5-000505707.

14. **Exhibit 11** is a true and correct copy of the document produced by Google in this
15 litigation bearing the Bates range GOOG-PLAY5-000487184 to GOOG-PLAY5-000487185.

17 15. **Exhibit 12** is a true and correct copy of the document produced by Google in this
18 litigation bearing the Bates number GOOG-PLAY5-000512579.

19 16. **Exhibit 13** is a true and correct copy of the document produced by Google in this
20 litigation bearing the Bates range GOOG-PLAY5-000161588 to GOOG-PLAY5-000161589.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Executed on this 14th day of March, 2023, in Washington, D.C.

F-Ki

Jonathan Kravis